1 2 3 4 UNITED STATES DISTRICT COURT 5 DISTRICT OF NEVADA * * * 6 7 UNITED STATES OF AMERICA, Case No. 2:09-CR-172 JCM (GWF) 8 Plaintiff(s), **ORDER** 9 v. 10 ROBERT GUERRERO. 11 Defendant(s). 12 Presently before the court is defendant Roberto Guerrero's motion asking this court to 13 make a recommendation to the Federal Bureau of Prisons ("BOP") that he serve his twelve-14 month revocation sentence on home confinement. (ECF No. 74). The government has 15 responded with non-opposition. (ECF No. 75). 16 Defendant will soon be transferred from the Nevada Department of Corrections to the 17 BOP for his 12-month revocation sentence. (ECF No. 74). Because he "has now been in 18 continuous custody for more than four years, has engaged in significant rehabilitative 19 programming, and poses no danger to the public," defendant requests that this court recommend 20 to the BOP that he serve his sentence on home confinement. (*Id.*). 21 This court has the authority to authority to make "non-binding recommendations to the Bureau of Prisons at any time." United States v. Ceballos, 671 F.3d 852, 856 n. 2 (9th Cir. 22 2011). The requested recommendation does not correct or amend the judgment. 23 This government does not oppose this motion. See Local Rule LCR 47-3. However, this 24 court finds that defendant's request is appropriate on the merits as well. See 18 U.S.C. § 25 3621(b). 26 27 28

James C. Mahan U.S. District Judge

1	This court hereby recommends to the BOP that defendant Roberto Guerrero be permitted
2	to serve his entire 12-month sentence on home confinement.
3	Accordingly,
4	IT IS SO ORDERED.
5	DATED December 16, 2020.
6	UNITED STATES DISTRICT JUDGE
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James C. Mahan U.S. District Judge